



4-19-01

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| TRANSMITTAL FORM (for all correspondence after initial filing) | Attorney Docket No. ONX-109 | Total Pages |
| | Application Number 09/712,420 | |
| | Filing Date NOV. 13, 2000 | |
| | First Named Inventor MICHAEL J. DANEMAN | |
| | Group Art Unit 1746 | |
| | Examiner NOT YET ASSIGNED | |

| ENCLOSURES (check all that apply) | |
|--|--|
| <input checked="" type="checkbox"/> Return Receipt Postcard (MPEP 503) | <input type="checkbox"/> Response to Notice of Missing Parts |
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Small Entity Statement |
| <input checked="" type="checkbox"/> Fee Attached | <input checked="" type="checkbox"/> Declaration by Inventors |
| <input type="checkbox"/> Response/Amendment | <input type="checkbox"/> Assignment papers |
| <input type="checkbox"/> After Final Rejection | <input type="checkbox"/> Power of Attorney by Assignee |
| <input type="checkbox"/> After Allowance communication to Group | <input type="checkbox"/> Recordation Cover Letter |
| <input type="checkbox"/> with Corrected Drawing(s) Total Sheets: [] | <input type="checkbox"/> Rule 3.73(b) Statement |
| <input type="checkbox"/> with Affidavits/Declarations | <input type="checkbox"/> IDS/PTO-1449 |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> with copies of cited references |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> New Power of Attorney and Revocation of Old |
| | <input type="checkbox"/> Change of Correspondence Address |
| | <input checked="" type="checkbox"/> Other: Petition |

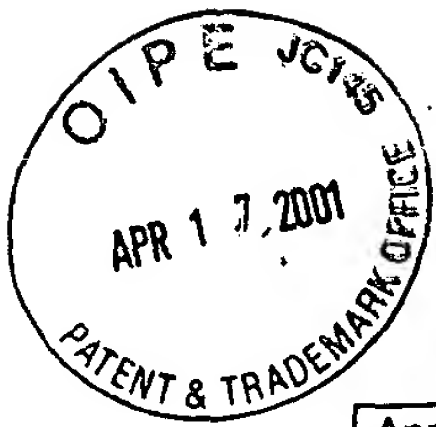
| SIGNATURE OF AGENT | |
|--------------------|--|
| NAME | JOSHUA D. ISENBERG, REG. NO. 41,088 |
| Signature | <i>Joshua D. Isenberg</i> |
| Date | 4/17/2001 |

| Certificate of Mailing by "Regular Mail" express | |
|---|---------------------------------|
| I hereby certify that this correspondence is being deposited on the date indicated below as first class mail with the U.S. Postal Service addressed to the ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231. | |
| <i>Steven Wu</i> SIGNATURE | DATE OF MAILING: 4/17/01 |
| ET 102224091 US | |
| <i>Steven Wu</i> NAME OF PERSON SIGNING | |

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**FEE TRANSMITTAL**

| | |
|-----------------------|---|
| Application Number: | 09/712,420 |
| Filing Date: | 11/13/2000 |
| First Named Inventor: | Michael J. Daneman |
| Title of Invention: | Fabrication and Controlled Release of Structures Using Etch-Stop Trenches |
| Group Art Unit: | 1746 |
| Examiner: | Not assigned |
| Attorney Docket No.: | ONX-109 |

Fee Calculation:for ☐ Large Entity / ☒ Small Entity.**Basic Billing Fee:**

| | | |
|--|---------------|----|
| <input type="checkbox"/> Utility Patent Application: | \$710 / \$355 | \$ |
| <input type="checkbox"/> Provisional Patent Application: | \$150 / \$75 | \$ |

Claims:

| | | |
|---|-----------------|----|
| <input type="checkbox"/> Number of Total Claims Over 20: <input type="checkbox"/> | x \$18 / \$9 = | \$ |
| <input type="checkbox"/> No. of Independent Claims Over 3: <input type="checkbox"/> | x \$80 / \$40 = | \$ |

Other Fees:

| | | |
|---|----------------|-------|
| <input type="checkbox"/> Extension of time, 1 month | \$110 / \$55 | \$ |
| <input type="checkbox"/> Extension of time, 2 months | \$380 / \$190 | \$ |
| <input type="checkbox"/> Extension of time, 3 months | \$870 / \$435 | \$ |
| <input type="checkbox"/> Extension of time, 4 months | \$1360 / \$680 | \$ |
| <input checked="" type="checkbox"/> Missing Parts Surcharge (Regular Application) | \$130 / \$65 | \$ 65 |
| <input type="checkbox"/> Missing Parts Surcharge (Provisional Application) | \$50 / \$25 | \$ |
| <input type="checkbox"/> Recordation of Assignment Document | \$40 | \$ |
| <input type="checkbox"/> Issue Fee | \$1210 / \$605 | \$ |
| <input checked="" type="checkbox"/> Petition Fee (Rule 1.17(h)) | \$130 | \$130 |
| <input type="checkbox"/> Printed Patent; Number of Copies: <input type="checkbox"/> | x \$3 = | \$ |

TOTAL PAYMENT: \$ 195**Method of Payment:**☒ Payment Enclosed
☒ Check**Signature of Applicant, Attorney, or Agent**

Joshua D. Isenberg
Joshua D. Isenberg, Reg. No. 41,088

4/17/2001
Date

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In the United States Patent and Trademark Office

Application No.: 09/712,420
Filing Date: November 13, 2000
Inventors: Michael J. Daneman, Behrang Behin
Title: Fabrication and Controlled Release of Structures Using Etch-Stop
Trenches
Agent's Docket No.: ONX-109

Petition to Disregard Declaration under 37 C.F.R. § 1.182:

Commissioner of Patents and Trademarks
Washington, DC 20231

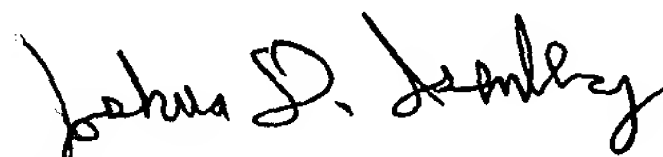
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Sir,

The applicant hereby petitions under the provisions of 37 CFR 1.82 to disregard the declaration filed concurrent with the U.S. Patent Application identified above. A preliminary amendment was filed concurrently with the application but was not referred to in the declaration. In accordance with MPEP 608.04(b), the applicants request that the originally filed declaration be disregarded and that the application be treated as an application filed without an executed declaration under 37 CFR 1.53(f).

The applicants submit herewith a newly executed declaration that refers to the preliminary amendment along with the \$65 small entity surcharge under 37 CFR 1.16(e) and the \$130 petition fee under 37 CFR 1.17(h). The applicant respectfully requests that the examiner consider the preliminary amendment as part of the disclosure.

Respectfully submitted,


Joshua D. Isenberg
Patent Agent, Reg. No. 41,088

04/20/2001 CHSUYEN 00000069 09712420

01 FC:205
02 FC:122

65.00 OP
130.00 OP

**Declaration for Patent Application and Power of Attorney**

As a below named inventor, I hereby declare that my residence, post office address, and citizenship are as stated below next to my name, and that I believe I am the original, first and sole inventor (if only one is listed) or an original, first and joint inventor (if plural names are listed) of the subject matter which is claimed and for which a patent is sought on the invention described in the specification of U.S. Patent Application Serial No.

09/712,420, filed on **November 13, 2000** entitled "**Fabrication and Controlled Release of Structures Using Etch-Stop Trenches**" and the amendment identified as "**PRELIMINARY AMENDMENT A**" filed concurrently therewith.

| | | | | |
|---------------------------------|-----------------|---|--------------|---------------|
| First or Sole Inventor: | Full name: | MICHAEL J. DANEMAN | Citizenship: | U.S.A. |
| | Residence: | 443 Gateway Dr. Apt# 109, Pacifica, CA 94044 | | |
| | Postal Address: | same as above | | |
| Second Joint Inventor (if any): | Full name: | BEHRANG BEHIN | Citizenship: | U.S.A. |
| | Residence: | 2427 Hilgard Ave. #23, Berkeley, CA 94709 | | |
| | Postal Address: | same as above | | |

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN APPLICATION(S)

| Country | Application Number | Date of Filing | Priority Claimed Under 35 U.S.C. §119 |
|---------|--------------------|----------------|--|
| NONE | | | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

PRIOR U. S. APPLICATION(S)

| Application No. | Filing Date | Status |
|-----------------|-------------|---|
| 60/192,144 | 3/24/2000 | <input checked="" type="checkbox"/> Provisional <input type="checkbox"/> Patented <input type="checkbox"/> Pending <input type="checkbox"/> Regular |

The attorney docket number for this case is: **ONX-109**.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Title 18, §1001 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

INVENTOR SIGNATURE(S)


MICHAEL J. DANEMAN

3/27/01
Date


BEHRANG BEHIN

3/27/01
Date

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